

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**Colony Insurance Company,**

**Plaintiff,**

**vs.**

**Big Time “Wings” Sports Grill, Inc, , et al.,**

**Defendants.**

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**CASE NO.: 2:07cv680-MEF**

**ANSWER AND JURY DEMAND**

Carlos A. Ortega, Jr. files this answer and states:

**First Defense**

1. Paragraph one is admitted.
2. Paragraph two is admitted.
3. Paragraph three is admitted.
4. Paragraph four is admitted.
5. Paragraph five is admitted.
6. Paragraph six is admitted.
7. Paragraph seven is admitted.
8. Paragraph eight is admitted,
9. Paragraph nine is admitted.
10. This Defendant has insufficient information to either admit or deny the material allegations in paragraph ten and, therefore, denies the same and demands strict proof thereof.
11. This Defendant has insufficient information to either admit or deny the material allegations in paragraph eleven and, therefore, denies the same and demands strict proof thereof.

12. This Defendant has insufficient information to either admit or deny the material allegations in paragraph twelve and, therefore, denies the same and demands strict proof thereof.

13. This Defendant denies the material allegations in paragraph thirteen.

14. The prayer for relief requires no response, but to the extent one is deemed required, this Defendant denies the same and demands strict proof thereof.

#### **Second Defense**

This Defendant avers that the Plaintiff's Complaint fails to state a cause of action against him.

#### **Third Defense**

This Defendant denies each and every material allegation in the Plaintiff's Complaint to the extent not admitted above, and demands strict proof of each claim or allegation not expressly admitted.

#### **Fourth Defense**

This Defendant pleads the general issue.

#### **Fifth Defense**

This Defendant expressly reserves the right to amend this Answer should any further defenses become available.

**THIS DEFENDANT DEMANDS A TRIAL BY STRUCK JURY**

Respectfully submitted,

/s/ Brian P. Strength  
**BRIAN P. STRENGTH (STR052)**  
Attorney for Carlos A. Ortega, Jr.

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**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing upon counsel listed below by placing electronic notification on this the 23day of August, 2007.

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